

JOHNSON

Fax:7325245575

Jun 23 2005 2:49

P.02

DOCKET NO. HRT0293

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John H. Stevens, et al.

Serial No.: 10/099,690

Art Unit: 3738

Filed : March 15, 2002

Examiner: David J. Isabella

For : METHOD AND APPARATUS FOR THORACOSCOPIC INTRACARDIAC PROCEDURES

RECEIVED
CENTRAL FAX CENTER

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being faxed to the United States Patent & Trademark Office at (703) 872-9306 on June 23, 2005

JUN 23 2005

/Brian S. Tomko/

Brian S. Tomko, Reg No. 41,349
(Name of Registered Representative)

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated December 23, 2004 finally rejecting Claims 38-45, 47-64 and 66-73 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time to respond to the final rejection was granted on month(s).
2. A Petition For Extension Of Time of three months under 37 CFR 1.136 is attached hereto.
3. A timely response to the final rejection has been filed.
4. Fee \$500.00: for filing of Notice of Appeal
 Not required (fee paid in prior appeal)
 Charge to Deposit Account No. 10-0750/HRT0293/BST.
 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/HRT0293/BST.

06/27/2005 SMINASS1 00000010 100750 10099690

Respectfully submitted,

01 FC:2401 250.00 DA

/Brian S. Tomko/

Brian S. Tomko
Reg. No. 41,349
Attorney for Applicant(s)

One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-1239

Date: June 23, 2005

JOHNSON

Fax:7325245575

Jun 23 2005 2:49 P.01

RECEIVED
CENTRAL FAX CENTER

JOHNSON & JOHNSON
CORPORATE HEADQUARTERS
PATENT LAW DEPARTMENT
ONE JOHNSON & JOHNSON PLAZA
NEW BRUNSWICK, NEW JERSEY 08933-7003

JUN 23 2005

FACSIMILE TRANSMISSIONS COVERSHEET

DATE: 6/23/05

TO: Examiner D. Isabella

COMPANY: PTO

FACSIMILE NO.: 703-872-9306

FROM: Brian S. Tomko

TELEPHONE NO.: (732) 524-1239 FACSIMILE NO.: (732) 524-5575

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 3 pages

Re: USSN 10/099,690

Extension of Time: 1 page
Notice of Appeal: 1 page

RECEIVED
OIPE/IAP

JUN 27 2005

CONFIDENTIALITY NOTICE

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE SOLELY TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.